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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

In re: CATHODE RAY TUBE (CRT)
ANTITRUST LITIGATION

Case No. 3:07-cv-5944-SC
MDL No. 1917

This Document Relates to:

Crago, d/b/a/ Dash Comp., Inc. et al. v.
Mitsubishi Elec. Corp. et al., No. 14-CV-
02058 SC

**DECLARATION OF SHAUN M. VAN HORN
IN SUPPORT OF MITSUBISHI ELECTRIC
DEFENDANTS' MOTION TO MODIFY
DIRECT PURCHASER PLAINTIFF CLASS
CERTIFICATION SCHEDULING ORDER
[DKT. 3184]**

DECLARATION OF SHAUN M. VAN HORN

I, Shaun M. Van Horn, declare as follows:

1. I am an attorney licensed to practice law in the State of Illinois, and I am an
associate at the law firm of Jenner & Block LLP, and attorney of record for Defendants
Mitsubishi Electric Corporation, Mitsubishi Electric US, Inc., and Mitsubishi Electric Visual

1 Solutions America, Inc. (collectively, the “Mitsubishi Electric Defendants”). Pursuant to Local
2 Rule 6-3 for the Northern District of California, I submit this declaration in support of the
3 Mitsubishi Electric Defendants’ Motion to Modify Direct Purchaser Plaintiff (“DPP”) Class
4 Certification Scheduling Order (the “Motion”). I have personal knowledge of the facts set forth
5 in this declaration and, if called as a witness, I could and would testify competently to such facts
6 under oath.
7

8 2. As set forth more fully in the Motion, the Mitsubishi Electric Defendants seek to
9 modify the Direct Purchaser Plaintiff Class Certification Scheduling Order, (Dkt. 3184), because
10 trial in the six related direct action purchaser (“DAP”) cases is scheduled to begin in this Court
11 on March 9, 2015, and all of the resources of the Mitsubishi Electric Defendants are currently
12 dedicated to trial preparation. The Mitsubishi Electric Defendants will continue to devote
13 significant time and substantial resources to preparing for the related DAP cases, and for the trial
14 set in March. (*See* Local Rule No. 6-3(a)(1).)
15

16 3. Counsel for the Mitsubishi Electric Defendants requested that DPPs stipulate to
17 an extension of the deadlines set forth in the Scheduling Order. However, DPPs did not agree to
18 stipulate to any change in the existing class certification schedule. (*See* Local Rule No. 6-
19 3(a)(2).)
20

21 4. I am not aware of any substantial harm or prejudice that would occur as a result of
22 the Court granting the Mitsubishi Electric Defendants’ request for an extension. However, if an
23 extension is not granted, all of the Mitsubishi Electric Defendants’ resources will be stretched
24 and drained as the Mitsubishi Electric Defendants will be forced to actively litigate separate
25 cases on two different fronts: by participating as defendants in the DAP trial, and opposing the
26 DPP request for class certification. (*See* Local Rule No. 6-3(a)(3).)
27
28

[SIGNATURE PAGE FOLLOWS]

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2 Dated: January 29, 2015

JENNER & BLOCK LLP

3 By: /s/ Shaun M. Van Horn

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26
27
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